



Queensland

Biosecurity and Other Legislation Amendment Regulation 2018

Subordinate Legislation 2018 No. 77

made under the

Biosecurity Act 2014

Veterinary Surgeons Act 1936

Contents

		Page
Part 1	Preliminary	
1	Short title	3
Part 2	Amendment of Biosecurity Regulation 2016	
2	Regulation amended	3
3	Amendment of s 66 (Establishing biosecurity zones—Act, s 128(1)(a))	3
4	Amendment of s 74 (Establishing biosecurity zone—Act, s 128(1)(a))	3
5	Insertion of new s 74A	4
	74A Lesser restrictions areas—Act, s 129	4
6	Amendment of s 75 (Moving an electric ant carrier from electric ant biosecurity zone)	4
7	Amendment of s 77 (Keeping an electric ant outside electric ant biosecurity zone)	4
8	Amendment of s 78 (Establishing biosecurity zones—Act, s 128(1)(a))	5
9	Amendment of s 81 (Establishing biosecurity zones—Act, s 128(1)(a))	5
10	Amendment of s 88 (Establishing biosecurity zones—Act, s 128(1)(a))	6
11	Amendment of s 90 (Establishing biosecurity zones—Act, s 128(1)(a))	

Contents

	6
12	Amendment of s 93 (Establishing biosecurity zones—Act, s 128(1)(a))	6
13	Amendment of s 94D (Restrictions on fishing in white spot biosecurity zone)	6
14	Replacement of s 115 (Prescribed restricted matter permit—Act, s 212(d))	7
	115 Prescribed restricted matter permits—Act, s 212 ...	7
15	Amendment of sch 11 (Dictionary)	8
Part 3	Amendment of Veterinary Surgeons Regulation 2016	
16	Regulation amended	8
17	Omission of s 19 (Primary and secondary registration)	8
18	Amendment of sch 1 (Veterinary qualifications)	8

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Biosecurity and Other Legislation Amendment Regulation 2018*.

Part 2 Amendment of Biosecurity Regulation 2016

2 Regulation amended

This part amends the *Biosecurity Regulation 2016*.

3 Amendment of s 66 (Establishing biosecurity zones—Act, s 128(1)(a))

Section 66—

insert—

(4) In this section—

fire ant biosecurity zone map means the map called ‘Fire ant biosecurity zone map—RIFA02’ dated 15 June 2018.

4 Amendment of s 74 (Establishing biosecurity zone—Act, s 128(1)(a))

Section 74—

insert—

(2) In this section—

electric ant biosecurity zone map means the map called ‘Electric ant biosecurity zone map—EA02’ dated 15 June 2018.

[s 5]

5 Insertion of new s 74A

After section 74—

insert—

74A Lesser restrictions areas—Act, s 129

- (1) The chief executive may, under section 129(1)(c)(i) of the Act, establish particular areas (each a *lesser restrictions area*) within the electric ant biosecurity zone.
- (2) The chief executive may, under section 129(1)(c)(ii) of the Act, provide for lesser restrictions, in relation to a lesser restrictions area, than would otherwise apply in relation to the area under this part.

6 Amendment of s 75 (Moving an electric ant carrier from electric ant biosecurity zone)

- (1) Section 75(1), after ‘zone’—

insert—

that is not a lesser restrictions area

- (2) Section 75(2), note—

omit, insert—

Notes—

- 1 A biosecurity instrument permit, under chapter 6, part 4 of the Act, may authorise non-compliance with a biosecurity zone regulatory provision.
- 2 See section 74A for the establishment of lesser restrictions areas to which lesser restrictions may apply.

7 Amendment of s 77 (Keeping an electric ant outside electric ant biosecurity zone)

- (1) Section 77, heading, after ‘zone’—

insert—

or in lesser restrictions area

- (2) Section 77, after ‘the electric ant biosecurity zone’—

insert—

or in a lesser restrictions area

- (3) Section 77, note—

omit, insert—

Notes—

- 1 A biosecurity instrument permit, under chapter 6, part 4 of the Act, may authorise non-compliance with a biosecurity zone regulatory provision.
- 2 See section 74A for the establishment of lesser restrictions areas to which lesser restrictions may apply.

**8 Amendment of s 78 (Establishing biosecurity zones—
Act, s 128(1)(a))**

Section 78—

insert—

- (3) In this section—

banana biosecurity zone map means the map called ‘Banana biosecurity zone map’ dated 6 June 2016.

**9 Amendment of s 81 (Establishing biosecurity zones—
Act, s 128(1)(a))**

Section 81—

insert—

- (3) In this section—

cattle tick biosecurity zone map means the map called ‘Cattle tick biosecurity zone map’ dated 15 June 2018.

[s 10]

**10 Amendment of s 88 (Establishing biosecurity zones—
Act, s 128(1)(a))**

Section 88—

insert—

(3) In this section—

grape phylloxera biosecurity zone map means the map called ‘Grape phylloxera biosecurity zone map’ dated 6 June 2016.

**11 Amendment of s 90 (Establishing biosecurity zones—
Act, s 128(1)(a))**

Section 90—

insert—

(3) In this section—

papaya ringspot biosecurity zone map means the map called ‘Papaya ringspot biosecurity zone map’ dated 6 June 2016.

**12 Amendment of s 93 (Establishing biosecurity zones—
Act, s 128(1)(a))**

Section 93—

insert—

(6) In this section—

sugar cane biosecurity zone map means the map called ‘Sugar cane biosecurity zone map’ dated 15 June 2018.

**13 Amendment of s 94D (Restrictions on fishing in white
spot biosecurity zone)**

(1) Section 94D, heading, after ‘fishing’—

insert—

with a fishing line

- (2) Section 94D(1), after ‘fishing’—

insert—

with a fishing line

- (3) Section 94D(2)—

omit, insert—

- (2) However, subsection (1) does not apply if the person did not know, and could not reasonably have known, the facility was a prawn facility.

- (4) Section 94D(3)—

insert—

fishing line see the *Fisheries Regulation 2008*, schedule 11, part 1, section 2A.

14 Replacement of s 115 (Prescribed restricted matter permit—Act, s 212(d))

Section 115—

omit, insert—

115 Prescribed restricted matter permits—Act, s 212

The following restricted matter permits are prescribed for section 212(d) of the Act—

- (a) an educational use permit;
(b) a noxious fish recreational use permit.

Note—

A noxious fish recreational use permit authorises a person to possess a fish of a species of noxious fish and may be issued only if the person possessed the fish in Queensland under a general fisheries permit under the *Fisheries Act 1994* before the species was—

[s 15]

- (a) established as restricted matter under schedule 2, part 1 of the Act, under the heading 'Noxious fish'; or
- (b) declared as restricted matter under a restricted matter regulation and taken to be included in schedule 2, part 1 of the Act, under the heading 'Noxious fish'.

15 Amendment of sch 11 (Dictionary)

Schedule 11—

insert—

lesser restrictions area see section 74A(1).

Part 3 Amendment of Veterinary Surgeons Regulation 2016

16 Regulation amended

This part amends the *Veterinary Surgeons Regulation 2016*.

17 Omission of s 19 (Primary and secondary registration)

Section 19—

omit.

18 Amendment of sch 1 (Veterinary qualifications)

Schedule 1, part 1, item 5—

omit, insert—

5 Australasian Veterinary Boards Council
Incorporated

ENDNOTES

- 1 Made by the Governor in Council on 14 June 2018.
- 2 Notified on the Queensland legislation website on 15 June 2018.
- 3 The administering agency is the Department of Agriculture and Fisheries.

© State of Queensland 2018